

AGENDA

**BOARD OF COMMISSIONERS
315 WEST SECOND STREET
FRANKFORT, KY 40601
502/875-8500**

**MAY 22, 2006
5:30 P.M. (EDT)**

1. **INVOCATION**

Sandra Murphree, Associate Pastor,
First United Methodist Church

PLEDGE OF ALLEGIANCE

John Hammond

ROLL CALL

MINUTES

April 24, 2006 Regular Meeting; May
8, 2006 Work Session; May 15, 2006
Special Meeting.

MAYOR'S REPORT

2. **CEREMONIAL ITEMS**

3. **ORDINANCES**

- 3.1 **SECOND READING:** An ordinance rezoning property for a 3.061-acre parcel of property located at 117 Old Soldiers Lane with the PVA map #049-40-06-027.00 from Residential "B" District (RB) to Professional Office District (PO) (Planning and Building Codes).

Purpose: To consider approval of the recommendation of approval by the Frankfort/Franklin County Planning Commission concerning a zone map amendment by Beverly Health & Rehabilitation Services, Inc., for a 3.061 acre parcel of property located at 117 Old Soldiers Lane from Residential "B" district (RB) to Professional Office District (PO). More specifically described as PVA map #049-40-06-027.00.

Background: KRS requires that a public hearing be held by the Planning Commission, and that the Planning Commission's recommendation be forwarded to the Local Government.

Should the City Commission desire to not follow the Planning Commission's recommendation, then the item must be tabled and a request for a verbatim transcript of the Planning Commission meeting, which must be obtained before the item can be heard by the City Commission. The City Commission will then be required to make their own findings of fact based on the verbatim transcript or hold its own public hearing and then make findings of fact. Any action by the City Commission is to be limited to only the findings and testimony given during the Planning Commission hearing and no additional evidence or testimony is to be received unless a new public hearing is held by the City Commission.

On April 13, 2006, the Frankfort-Franklin County Planning Commission held a public hearing to consider a zone change request for this property. The public hearing was closed (no one present spoke in opposition to the zone map amendment) and the Planning Commission adopted the report as the summary. They then approved and adopted one (1) finding of fact (that the application is in compliance with the adopted Comprehensive Plan), and motioned to recommend approval of a zone map amendment from Residential "B" district (RB) to Professional Office District (PO) based on the finding of fact. The motion to recommend approval of the requested zone map amendment passed unanimously.

This ordinance received its first reading on April 24, 2006.

Recommendation: Approval

Attachments:

- Ordinance
- Adopted Findings of Facts
- Staff report reviewed by the Frankfort/Franklin County Planning Commission
- Minutes from the April 13, 2006 meeting

Contact Person:

Name: Gary Muller
Title: Director of Planning and Building Codes
Department: Planning and Building Codes
Phone: (502) 352-2100
E-mail: Gmuller@fewpb.com

3.2 **SECOND READING:** An ordinance rezoning property for a 2.769-acre parcel of property located at 117 Leonardwood Drive with the PVA map # 050-00-00-067.08 from Professional Office District (PO) to Planned Commercial Unit Development (PC) (Planning and Building Codes).

Purpose: To consider approval of the recommendation of approval by the Frankfort/Franklin County Planning Commission concerning a zone map amendment by the City of Frankfort for a 2.769 acre parcel of property located at 117 Leonardwood Drive from Professional Office District (PO) to Planned Commercial Unit Development (PC). More specifically described as PVA map #050-00-00-067.08, being Lot #1 of the Leonardwood Drive Extension Plat.

Background: KRS requires that a public hearing be held by the Planning Commission and that the Planning Commission's recommendation be forwarded to the Local Government.

Should the City Commission desire to not follow the Planning Commission's recommendation, then the item must be tabled and a request for a verbatim transcript of the Planning Commission meeting, which must be obtained before the item can be heard by the City Commission. The City Commission will then be required to make their own findings of fact based on the verbatim transcript or hold its own public hearing and then make findings of fact. Any action by the City Commission is to be limited to only the findings and testimony given during the Planning Commission hearing and no additional evidence or testimony is to be received unless a new public hearing is held by the City Commission.

On April 13, 2006, the Frankfort-Franklin County Planning Commission held a public hearing to consider a zone change request for this property. The public hearing was closed (no one present spoke in opposition to the zone map amendment) and the Planning Commission adopted the report as the summary. They then approved and adopted the seven findings of fact identified within the staff report, and motioned to recommend approval of a zone map amendment from Professional Office District (PO) to Planned Commercial Unit Development (PC) based on all seven (7) findings of fact. The motion to recommend approval of the requested zone map amendment passed by a vote of 8-1.

This ordinance received its first reading on April 24, 2006.

Recommendation: Approval

Attachments:

- Ordinance
- Adopted Findings of Facts
- Staff Report reviewed by the Frankfort/Franklin County Planning Commission
- Minutes from the April 13, 2006 meeting

Contact Person

Name: Gary Muller

Title: Director of Planning and Building Codes
Department: Planning and Building Codes
Phone: (502) 352-2100
E-mail: Gmuller@fewpb.com

3.3 **FIRST READING:** An Ordinance amending the City of Frankfort Code of Ordinances, Chapter 37, Personnel; City Employees, Section 37.34, Biweekly Rates.

Purpose: To amend sections of Frankfort Code of Ordinances to adjust positions and classifications.

Background: The Mercer Personnel Study evaluated positions and classifications, as well as other aspects of the City's personnel system. This ordinance change is to continue to streamline our system. Some positions and classifications are renamed and applicable classifications adjusted.

Financial Analysis: Cost to make affected adjustments will be approximately \$4,800.00. Funds should be available in the 2006-2007 Budget.

Recommendation: Approval

Attachments:

- Ordinance

Contact:

Name: John Morrow
Title: Director
Department: Personnel
Phone: 502/875-8500
E-Mail: jmorrow@fewpb.com

3.4 **FIRST READING:** An ordinance amending Ordinance No. 8, 1983 series by amending the City of Frankfort Zoning Ordinance - Article 11 in its entirety to create "Compatibility and Design Standards"; and amending Article 5, Section 5.04; Article 6 Section 6.034, 6.06, Article 8 Section 8.306, 8.402; and Article 10, Section 10.271 of said zoning ordinance referenced within chapter 152 of the Frankfort Code of Ordinances.

Purpose: To amend the City's Zoning ordinance as recommended by the Frankfort/Franklin County Planning Commission and the Zoning Update Committee by amending the City of Frankfort Zoning Ordinance - Article 11 in its entirety to create "Compatibility and Design Standards"; amending Article 5, Section 5.04; Article 6 Section 6.034, 6.06, Article 8 Section 8.306, 8.402; and Article 10, Section 10.271.

Background: On July 12, 2005, the City Manager requested that an ordinance for "design standards" be created as soon as possible based on a Commission request. On July 25, 2005, staff forwarded a draft zoning ordinance for "Compatibility, Design, and Performance Standards" to the City Manager. On September 26, 2005, the City Commissioners voted unanimously to direct the Frankfort/Franklin County Planning Commission to review the draft ordinance, make comments or recommendation, within 60 days. On October 6, 2005, the Zoning update committee discussed the draft design ordinance and the Planning Commission chairman created a new subcommittee called "Commercial Design Committee" consisting of a representative from the Chamber of Commerce, Tourist Commission, Board of Realtors, Architectural Review Board, local developer, and all of the Zoning Update Committee members. During the October City Commission meeting, the Board unanimously rescinded the directive issued on September 26, 2005, in order to provide more time to the Commercial Design Committee.

The commercial design committee met five times between November 11 and January 6, 2006. Attached is the committees recommended version for public hearing.

On January 26, 2006, the Frankfort/Franklin County Planning Commission tabled the public hearing to the February meeting. On February 23, 2006, a public hearing was held by the Planning Commission, which

after the testimony given by staff and citizens, closed the public hearing and tabled the item in order for a summary to be provided.

On April 13, 2006, the Frankfort/Franklin County Planning Commission removed the item from the table, adopted the summary of findings and unanimously approved to recommend the Franklin County Fiscal Court and City of Frankfort's Board of Commissioners to approve the proposed text amendment.

Attached is the report submitted to the Planning Commission with the proposed text with strikeout text for removal and underline text for new text that is proposed within the Zoning Ordinance.

Recommendation: Approval

Attachments:

- Proposed Ordinance
- Planning Commission report dated January 18, 2006.
- The minutes from the Public Hearing by the Frankfort/Franklin County Planning Commission. (February 23, 2006 attached – April 23, 2006 to be provided)

Contact Person

Name: Gary Muller
Title: Planning and Building Codes Director
Department: Planning
Phone: 502/875-8513
Email: gmuller@fewpb.com

3.5 **FIRST READING:** an ordinance appropriating of the revenue to be received by the City of Frankfort for Fiscal Year 2006-2007.

Purpose: The purpose of this ordinance is to appropriate revenue to be received and expended by the City of Frankfort for Fiscal Year 2006-2007 in accordance with the budget submitted and approved by it's adoption.

Recommendation: Approval

Attachments:

- Ordinance

Contact:

Name:	Tony Massey	Steve Dawson
Title:	City Manager	Director
Department:	City Manager	Finance
Phone:	502/875-8500	502/875-8505
E-Mail:	Amassey@fewpb.com	sdawson@fewbp.com

3.6 **FIRST READING:** An Ordinance amending Ordinance No. 11, 2005 Series, and Frankfort Code of Ordinances Sections 37.32 Pay Plan (Salary Ordinance).

Purpose: The purpose of this Ordinance is to amend existing ordinances relating to salary and wages for officers and employees of the City of Frankfort by enacting a three percent (3%) salary increment for full-time regular personnel for Fiscal Year 2006-2007.

Recommendation: Approval

Attachments:

- Ordinance

Contact:

Name: Tony Massey
 Title: City Manager
 Department: City Manager
 Phone: 502/875-8500
 E-Mail: Amassey@fewpb.com

4. **ORDERS**

4.1 An Order prohibiting indoor smoking in all city-owned or operated buildings.

Purpose: To consider approval of an Order prohibiting smoking in all city-owned or operated buildings.

Background: The Kentucky General Assembly passed House Bill 55 during the 2006 session. This legislation enables local governments to prohibit indoor smoking in buildings and facilities owned or operated by the local government. At the direction of the Board, the City Solicitor drafted an Order based on HB 55 prohibiting smoking in city-owned and operated buildings. A revised Order was drafted also prohibiting smoking within a reasonable distance from building entrances and in city-owned vehicles.

Recommendation: Approval

Attachments:

- Order
- Order, revised to prohibit smoking in city-owned vehicles

Contact Person

Name: Robert C. Moore
 Title: City Solicitor
 Department: City Manager
 Phone: 502/227-2271
 E-Mail: rmoores@hazelcox.com

5. **RESOLUTIONS**

6. **CONSENT CALENDAR**

Items on the Consent Calendar are considered to be routine by the Board of Commissioners and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a Board member so requests, in which event the item will be removed from the Consent Calendar and considered separately. The City Manager will read the items recommended for approval.

6.1 To consider entering into a Pool Usage Agreement with Frankfort Area Swim Team (F.A.S.T.) (Parks and Recreation)

Purpose: The purpose of this item is to consider a pool usage agreement with the Frankfort Area Swim Team (F.A.S.T.) and the City of Frankfort for the period beginning May 31, 2006 through August 11, 2006 for use of the Juniper Hill Swimming Pool. This will allow them to use the pool at designated times.

Background: This is an annual agreement the City has with F.A.S.T., which has been updated by the City Solicitor.

Financial Analysis: F.A.S.T. will pay a fee of \$750, which will be credited to Account No. 100.00.44380.

Attachments:

- Agreement with F.A.S.T. and the City of Frankfort.

Recommendation: Approval.

Contact Person

Name: Steve Brooks
Title: Director
Department: Parks and Recreation
Phone: 502/875-8575
E-Mail: Sbrooks@fewpb.com

- 6.2 To consider rescinding the approval of agreement for 2006 Kentucky Changers project which authorized the Mayor to execute the agreement on January 23, 2006 (Planning and Building Codes).

Purpose: At the request of the Kentucky Changers, the purpose of this item is to rescind the approval of an agreement with Kentucky Changers to make minor improvements to approximately six (6) low to moderately low single-family homes (non-rental) within the City limits.

Background: This has been an ongoing community project that the City assists in order to improve the quality of life for qualified individuals within the City limits of Frankfort.

Previously the Changers had offered to assist within the city for about six (6) homes during July 2006 (our regularly off year). On January 23, 2006, the City Commission approved the agreement prepared by the Kentucky Changers and authorized the Mayor to execute the agreement. Unfortunately the Kentucky Changers were not able to sign the agreement and has since provided the City of Frankfort with the letter dated April 11, 2006, indicating they unfortunately will not be able to provide the services originally anticipated this July.

They are scheduled to return to Frankfort during July 2007.

Financial Analysis: Rescind the \$10,000 that was ear marked from the Frankfort Housing Corporation Account (Old Urban Renewal Program) – Account No. 540-00-51100.

Recommendation: Approval

Attachments:

- Letter from Kentucky Baptist Convention “Kentucky Changers” dated April 11, 2006.

Contact Person

Name: Gary Muller
Title: Director of Planning and Building Codes
Department: Planning and Building Codes
Phone: 502/352-2100
E-mail: Gmuller@fewpb.com

- 6.3 To consider authorization to add additional funds to the engineering contract with Bell Engineering, Inc. for the new liquid oxygen ozone disinfection system at the Wastewater Treatment Plant (Sewer Department).

Purpose: The purpose of this item is to consider adding additional funds, Amendment # 3, to the contract with Bell Engineering to complete the preparation of specification and drafting services to support the construction of a liquid oxygen ozone disinfection system.

Background: In September 2005 a contract was entered into with Bell Engineering to provide specification and drafting services to support the construction of the liquid oxygen ozone disinfection system at the Wastewater Treatment Plant. In order to keep the cost for the new system within the current budgeted

amount, the Sewer Department has determined that it will act as the General Contractor for the installation and approach the replacement as a design/build project. This is an on-going process. The Department is utilizing the services of Ozone System Services Group, Inc. as our ozone consultant and is utilizing Bell Engineering as a specification and drafting firm. This amendment covers the design and specifications for the Static Mixer.

The total contract amount is summarized below:

Original Contract	\$20,000
Amendment # 2	17,000
Amendment # 3	<u>6,000</u>

Revised Contract \$43,000

Financial Analysis: Funds are available in Account No. 300.68.56550.

Recommendation: Approval

Attachments:

- Amendment # 3

Contact Person

Name:	William R. Scalf, Jr., PE
Title:	Director
Department:	Sewer
Phone:	502/875-2448
Email:	wscalf@fewpb.com

- 6.4 To consider approval of Change Order # 1 with SJ Enterprises, Inc., for the Benson Creek Force Main Replacement Project (Sewer Department).

Purpose: The purpose of this item is to consider approval of Change Order #1 with SJ Enterprises, Inc., for the Benson Creek Force Main Replacement Project.

Background: In June 2005 a contract was awarded to SJ Cox Enterprises for directional drilling and installation of a High Density Polyethylene Pipe under Benson Creek. Due to site conditions encountered during construction, several field modifications had to be made. This change order, in the amount of \$14,833, is for work associated with these field changes. As of May 1, 2006, this project is 113 days behind schedule, and the contractor has been informed that liquidated damages are being assessed.

The total contract amount is summarized below:

Original Contract	\$195,860
Change Order # 1	<u>14,833</u>
Revised Contract	\$210,693

Financial Analysis: Funds are available in Account No. 300.68.56550.

Recommendation: Approval

Attachments:

- Letter from FMSM Engineers
- Change Order # 1

Contact Person

Name: William R. Scalf, Jr., PE
Title: Director
Department: Sewer
Phone: 502/875-2448
Email: wscalf@fewpb.com

- 6.5 To consider authorization to award contract to H.G. Mays, Inc. for paving the roads and parking lot at the Wastewater Treatment Plant (Sewer Department).

Purpose: The purpose of this item is to consider awarding a contract to H.G. Mays for paving the roads and parking lot at the Wastewater Treatment Plant.

Background: The roads and parking lot at the Wastewater Treatment Plant (WWTP) have not been paved since the plant was constructed in the early 1980's and are showing signs of distress. Paving at this time should prevent further deterioration of the pavement and reduce the necessity for substantial rehabilitation of the pavement in the future. The WWTP has a significant amount of heavy traffic daily and deferring paving will result in pavement failures in critical locations.

This work is being performed under the existing master contract for paving that the City has with H.G. Mays and will not exceed \$35,000.

Financial Analysis: Funds are available in Account No. 300.68.56550.

Recommendation: Approval

Attachments:

- Copy of H.G. Mays Contract

Contact Person

Name: William R. Scalf, Jr., PE
Title: Director
Department: Sewer
Phone: 502/875-2448
Email: wscalf@fewpb.com

- 6.6 To consider authorization of Engineering Agreement with Quest Engineers, Inc. for engineering support (Sewer Department).

Purpose: The purpose of this item is to consider authorization of an Engineering Agreement with Quest Engineer for engineering support during negotiations with the Kentucky Environmental and Public Protection Cabinet.

Background: The Sewer Department is currently negotiating a consent decree with the Kentucky Environmental and Public Protection Cabinet, Division of Water. Quest Engineers is providing engineering support associated with Sanitary Sewer Overflows. Quest is currently under contract with the Sewer Department to provide engineering services associated with the ongoing Sanitary Sewer Evaluation Study.

Engineering Agreement is hourly with a \$15,000 cap.

Financial Analysis: Funds are available in Account No. 200.68.53265

Recommendation: Approval

Attachments:

- Engineering Agreement

Contact Person

Name: William R. Scalf, Jr., PE
Title: Director
Department: Sewer
Phone: 502/875-2448
Email: wscalf@fewpb.com

- 6.7 To consider authorization of Engineering Agreement with Strand Associates, Inc. for engineering support (Sewer Department).

Purpose: The purpose of this item is to consider authorization of an Engineering Agreement with Strand Associates for engineering support during negotiations with the Kentucky Environmental and Public Protection Cabinet.

Background: The Sewer Department is currently negotiating a consent decree with the Kentucky Environmental and Public Protection Cabinet, Division of Water. Strand Associates is providing engineering support associated with the Combined Sewer System. Strand is currently under contract with the Sewer Department to develop a Long Term Control Plan and other miscellaneous support associated with the combined sewers.

Engineering Agreement is hourly with a \$15,000 cap.

Financial Analysis: Funds are available in Account No. 200.68.53265

Recommendation: Approval

Attachments:

- Engineering Agreement

Contact Person

Name: William R. Scalf, Jr., PE
Title: Director
Department: Sewer
Phone: 502/875-2448
Email: wscalf@fewpb.com

- 6.8 To consider a bid award to H. G. Mays, Inc. for 2006-2007 Street Resurfacing (Public Works).

Purpose: The purpose of this item is to consider a unit price contract for the 2006-2007 Street Resurfacing Project with H.G. Mays, Inc.

Background: On 4/20/06, the City received two bids for the 2006-2007 Street Resurfacing Project as shown on the attached Bid Tabulation sheet. H.G. Mays Inc. was the low bidder in the amount of \$48.25/ton for surface mix. Last year's asphalt surface price was \$40.92/ton.

The Public Works Department hosted a public meeting on 4/26/06 to discuss the 2006-2007 Street Resurfacing List. Anticipated start date for this year's program is in June 2006.

Financial Analysis: This year's program will cost approximately \$249,000. Funds are available in the Municipal Aid Account (535.00.51100).

Recommendation: Approval

Attachments:

- Bid Tabulation
- Agreement
- 2006-2007 Street Resurfacing List

Contact Person:

Name: Jeff Hackbart
 Title: Director
 Department: Public Works
 Phone: 502/ 875-8565
 E-mail: jhackbrt@fewpb.com

- 6.9 To consider a supplement to the CSX Pipeline Agreement for the Holmes Street Drainage Project (Public Works Department).

Purpose: The purpose of this item is to consider a supplement to the CSX Pipeline Agreement for the Holmes Street Drainage Project.

Background: The City desires to construct, use and maintain a drainage system along the rail corridor owned or controlled by CSX Transportation and RJ Corman Railroad Company. The original permit agreement allowed the city to construct an 840' long – 8' diameter tunnel, known as the East Main Outlet Tunnel (EMO), with approximately 64' being located beneath the existing railroad tunnel. The Board of Commissioners approved Change Order #2 on 4/24/06 that allowed the city's contractor, Affholder, Inc., to change the tunnel alignment and diameter. These changes were required in order to construct the tunnel using a tunnel boring machine rather than drilling and blasting the tunnel.

Financial Analysis: As per Change Order #2 approved by the Board on 4-24-06, Affholder, Inc. is required to pay the \$1,000 fee to CSX for the Supplement to the CSX Permit.

Recommendation: Approval

Attachments:

- Letter from R. J. Corman
- Supplement to the CSX Pipeline Agreement

Contact Person

Name:	Jeff Hackbart	Ray Bascom
Title:	Director	Project Engineer
Department:	Public Works	HMB Engineers
Phone	(502) 875-8563	695-9800
E-mail	jhackbrt@fewpb.com	

- 6.10 To consider granting a drainage easement to David Stockton across the city-owned lot (Lot 2) as described on the Leonardwood Drive Extension Plat (Public Works Department).

Purpose: The purpose of this item is to consider granting a drainage easement to David Stockton across the city-owned lot (Lot 2) as described on the Leonardwood Drive Extension Plat.

Background: The City constructed a regional retention basin to serve three development lots that are described on the Leonardwood Drive Extension Plat. The City currently owns Lot 1 and Lot 2. The Developer of Lot 3, David Stockton, has requested a drainage easement from the City. The proposed drainage easement would allow the stormwater runoff from Lot 3 to tie into the existing stormwater drainage system that is located within the Leonardwood right-of-way.

Recommendation: Approval

Attachments:

- Copy of drainage easement plat

Contact Person

Name: Jeff Hackbart
Title: Director
Department: Public Works
Phone: (502) 875-8563
E-mail: jhackbrt@fewpb.com

- 6.11 To consider a contract extension with FMSM Engineers for Engineering Services associated with the construction of the Ewing Street Force Main crossing of Benson Creek (Sewer Department).

Purpose: The purpose of this item is to consider a contract extension with FMSM Engineers for additional Engineering Services associated with the construction of the Ewing Street Force Main replacement across Benson Creek due to the most recent force main break.

Background: In October 2003 the Sewer Department discovered a broken force main in Benson Creek from the Ewing Street Pump Station. An emergency contract was awarded to FMSM Engineers to inspect and evaluate the extent of the break. As part of this contract, FMSM assisted the Department in evaluating and implementing alternatives to maintaining flow until the temporary replacement pipe was designed and constructed. In November 2003 a contract was awarded to FMSM Engineers for permitting, geotechnical exploration, and design of the permanent replacement force main. In January 2004 an additional contract was awarded to FMSM Engineers to perform underwater inspections of the remaining crossings in the Kentucky River. In November an additional contract extension was awarded for bidding assistance, scope changes, construction administration and the evaluation of the feasibility of relocating the Capital Avenue Force Main.

In early November of 2004 we experienced another break in the asbestos cement force main, this time the break was within the right-of-way of the railroad and Taylor Avenue. In January a contract extension was awarded for additional design and permitting associated with extending the replacement project to the opposite side of the railroad tracks and extending past the railroad right-of-way due to the November break.

This contract extension is due to additional construction time to complete the project. the original completion date was November 11, 2005. The contractor was given an extension until December 11, 2005 due to permitting issues associated with CSX Transportation and the KY Transportation Cabinet. As of May 1, 2006 the contractor was 113 days behind schedule and is being assessed liquidated damages for each day the project is delayed.

The total cost to date including this contract extension is as follows:

October 2003	\$ 33,050	Underwater inspection of the broken force main
November 2003	\$ 40,244	Permitting, Geotechnical, & Design
January 2004	\$ 28,075	Inspection of the Kentucky River Crossings
November 2004	\$ 47,185	Bidding assistance, Construction Admin., & Scope Changes
January 2005	\$ 9,010	Additional permitting and design fees
March 2006	\$ 48,000	Additional construction administration due to construction time
May 2006	\$ 9,000	Additional construction administration due to construction time
TOTAL	\$214,564	

The total funding request for this contract extension is \$9,000, which will increase the total engineering costs for this contract to \$214,564. This contract extension should cover all additional engineering costs for the duration of the project, with an estimated completion date of May 31, 2006.

Financial Analysis: Funds are available in Account No. 300.68.56550

Recommendation: Approval

Attachments:

- Letter with Additional Scope of Services

Contact Person

Name: William R. Scalf, Jr., PE
Title: Director
Department: Sewer
Phone: 875-2448
Email: wscalf@fewpb.com

6.12 To consider authorizing the advertising for bids for a new Sanitation Department office building.

Purpose: To authorize the Public Works Department to advertise for bids for a new Sanitation Department office building.

Background: The Sanitation building is in need of a new office/break room. The Sanitation Employees are currently housed in an equipment storage building that has a history of high energy bills and poor working conditions. The City desires to construct an office building on the city-owned lot located at 301 Rouse Avenue.

Financial Analysis: Funding in the amount of \$91,223 is available in the Sanitation Account No.100.65.56550. The City budgeted \$200,000 for a roof repair project for the existing Recycling Building. The roof repair bid award was for \$108,777 and the \$91,223 balance could be programmed for the Sanitation Office construction.

Recommendation: Approval

Attachments: None

Contact Person

Name: Jeff Hackbart
Title: Director
Department: Public Works
Phone: 502/875-8563
E-mail: jhackbrt@fewpb.com

6.13 To consider authorizing a contract with Thomson West for Legal Publications (City Manager).

Purpose: To approve a contract with Thomson West for Legal Publications.

Background: Thomson West provides legal publications for the governmental entities. This contract is to allow the McQuillin Municipal Corporations Service be provided in electronic format. Additionally, other legal services, such as updates of Kentucky Revised Statutes, will be provided at a fifty-percent discount, resulting in a savings of approximately \$1,000 per year for these publications. The terms of the contract will be for 36 months.

Financial Analysis: Cost for the McQuillin Municipal Corporations Service to be \$95 per month. Other services to be discounted 50%. Funds available in Account No. 100.20.54320.

Recommendation: Approval

Attachments:

- Contract

Contact Person:

Name: Robert C. Moore
 Title: City Solicitor
 Department: City Manager
 Phone: 502/227-2271
 E-Mail: rmoore@hazelcox.com

- 6.14 To consider approval of lowest bid for demolition of 150 Allnut Drive and to execute the Memorandum of Agreement (Planning and Building Codes).

Purpose: To consider approval of lowest bid for demolition of 150 Allnut Drive and to execute the Memorandum of Agreement.

Background: In accordance with the Property Maintenance Code, Section 109.1, the City ordered the property owner to either repair or raze the condemned building within thirty days or the City would raze the building and charge the costs incurred to the real estate that remains. The property was properly noticed in accordance with the Property Maintenance Code.

A notice to repair or raze the structure was sent to the owner at the last known address, on July 18, 2005. The certified letter of condemnation was returned to our office marked "Undeliverable as addressed." The property was also posted with the same notice on July 25, 2005.

Several other attempts to contact the owner have been made and no response has been received. As of date, the owner has not contacted our department to confirm acceptance of the City of Frankfort to raze the structure and place a lien on the property if not paid. Acceptance is not required by our code.

Quotes were requested from three vendors, two responded. John Feshal was the lowest bidder at \$7,600.00. CC Moore was at \$8,975.00.

Financial Analysis: The Planning and Building Codes Department has budgeted \$35,000.00 for demolitions and nuisance abatement. As of date we have approximately \$30,000.00 remaining in Account No.100.70.53295.

Recommendation: Approval

Attachments:

- Bids received
- Recent photo of property
- Draft Memorandum of Agreement.

Recommendation: Approval

Contact Person

Name: Gary Muller
 Title: Director
 Department: Planning and Building Codes
 Phone: 502/875-8513
 Email: gmuller@fewpb.com

- 6.15 Personnel

<u>Personnel Action</u>	<u>Employee</u>	<u>Department</u>	<u>Date</u>	<u>Other</u>
Promotion	Jim McCarty	Parks and Recreation	5-23-06	From Parks and Recreation Supervisor to Deputy Director.

Retirement	Roy E. Coubert	Public Works, Tech III	5-31-06	Authorize payment of all accrued vacation as of effective date. Authorize payment of all accrued vacation and holiday time as of effective date.
	Don Smith	Police	5-31-06	
Resignation	Eddie Harrod	Public Works, Tech I	4-21-06	Authorize payment of all accrued vacation as of effective date.

Attachments:

- Retirement letter - Roy Coubert
- Retirement letter – Don Smith
- Resignation letter - Eddie Harrod

7. BOARD APPOINTMENTS

7.1 Code Enforcement Board

Appointment of Natalie Wilkerson to complete term of Doug Bishop, ending 3-22-07.

Attachments:

- Letter of recommendation from Mayor May
- Resume - Natalie Wilkerson

7.2 Urban Forestry Board

Appointment of Samuel Devine to a term ending 5-8-09.

Attachments:

- Letter of recommendation from Mayor May
- Resume – Samuel Devine

8. OLD BUSINESS

9. NEW BUSINESS

9.1 To consider authorizing an agreement between Save the Grand Theatre, Inc. and the City of Frankfort (Special Projects).

Purpose: To authorize an agreement between Save the Grand Theatre, Inc. and the City of Frankfort.

Background: The City of Frankfort has been awarded a Renaissance Kentucky Grant for the reconstruction of the historic Grand Theatre marquee. This agreement between Save the Grand Theatre, Inc. and the City provides for maintaining the property as a public property, as well as obligating Save the Grand Theatre, Inc. to all the obligations and performance standards imposed by the Governor's Office for Local Development (GOLD).

Financial Analysis: None. All costs to be reimbursed by Renaissance Kentucky grant funds.

Recommendation: Approval

Attachments:

- Agreement

Contact Person:

Name:	Robert C. Moore	Rebecca Hall
Title:	City Solicitor	Grants Manager
Department:	City Manager	Special Projects

Phone: 502/227-2271 502/875-8500
E-Mail: rmoore@hazelcox.com rhall@fewpb.com

- 9.2 To consider authorizing a contract between the City of Frankfort, Save the Grand Theatre, Inc. and Imagistix for reconstruction of the Grand Theatre marquee (Special Projects).

Purpose: To authorize a contract between the City of Frankfort, Save the Grand Theatre, Inc. and Imagistix for reconstruction of the Grand Theatre marquee.

Background: The City of Frankfort has been awarded a Renaissance Kentucky grant to reconstruct the Grand Theatre marquee. Imagistix was the successful bidder. This contract sets out the terms and conditions applicable to the project.

Financial Analysis: The contract amount is for \$65,250, to be fully reimbursed by Renaissance Kentucky grant funds.

Recommendation: Approval

Attachments:

- Agreement

Contact Person:

Name:	Robert C. Moore	Rebecca Hall
Title:	City Solicitor	Grants Manager
Department:	City Manager	Special Projects
Phone:	502/227-2271	502/875-8500
E-Mail:	rmoore@hazelcox.com	rhall@fewpb.com

10. **CITIZEN COMMENTS (Non-agenda items)**
11. **COMMISSIONER COMMENTS**
12. **ADJOURNMENT**